

The opinion in support of the decision being
entered today is not binding precedent of the Board.

Paper 97

By: Trial Section Merits Panel
Box Interference
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Filed: March 13, 2003

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

THE GENERAL HOSPITAL CORPORATION

FAXED

Junior party,
U.S. Patent 5,731,182
U.S. Patent 5,871,986

MAR 13 2003

v.

**PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

CHRISTIAN HOFMANN, VOLKER SANDIG,
and MICHAEL STRAUSS

Senior party,
Application 08/808,065

Patent Interference No. 104,570 (CAS)

Before: SCHAFER, LEE and SPIEGEL, Administrative Patent Judges.

SPIEGEL, Administrative Patent Judge.

FINAL JUDGMENT

Senior party Hofmann "expressly abandons the contest of the above-identified
interference" (Paper 95). Pursuant to 37 CFR § 1.662(a), abandonment of the contest

ORDERED that judgment on priority as to Count 1 (Paper 1, p. 5), the sole count in the interference, is awarded against senior party CHRISTIAN HOFMANN, VOLKER SANDIG and MICHAEL STRAUSS.

FURTHER ORDERED that a copy of this paper shall be made of record in the files of application 08/808,065 and of U.S. Patents 5,731,182 and 5,871,986.

FURTHER ORDERED that if there is a settlement agreement which has not been filed, attention is directed to 35 U.S.C. § 135(c) and 37 CFR § 1.661.

Carol A. Spiegel
CAROL A. SPIEGEL
Administrative Patent Judge

BOARD OF PATENT
APPEALS AND
INTERFERENCES

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